

THE HONORABLE JOHN H. CHUN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NORTHWEST ADMINISTRATORS, INC., a
Washington corporation,

Plaintiff,

v.

THE AMERICAN BOTTLING COMPANY, a
Delaware corporation,

Defendant.

No. 2:22-cv-01280-JHC

**JOINT MOTION TO STAY ALL
DEADLINES PENDING
PRODUCTION OF DOCUMENTS
FOR AUDIT**

**NOTE ON MOTION CALENDAR:
November 3, 2022**

Plaintiff, Northwest Administrators, Inc. (“Plaintiff” or “Northwest”) and Defendant The American Bottling Company (“Defendant” or “ABC”), by and through their respective undersigned counsel, hereby jointly request this Court enter an Order staying all deadlines in this case for thirty (30) days pending Defendant’s production of documents for the audit requested in the Complaint, and in support thereof, state as follows:

1. On or around September 10, 2022, Plaintiff filed its Complaint. (Dkt. No. 1).
2. On October 4, 2022, the Parties filed a Stipulation extending the deadline for Defendant’s Answer to November 4, 2022, which the Court granted on October 13, 2022. (Dkt. No. 7).
3. On October 13, 2022, the Court entered a Scheduling Order setting deadlines for this case. (Dkt. No. 8).

1 4. The Complaint seeks an Order Compelling Audit under which Defendant shall be
2 directed by the Court within a specified time to make available to the Plaintiff certain records for
3 the period of January 1, 2017 through December 31, 2020 to allow Plaintiff to complete a payroll-
4 compliance audit.

5 5. Since the filing of the Stipulation, the Parties have been in discussions to attempt
6 to resolve this matter.

7 6. Recently, Defendant requested, and Plaintiff has provided, clarification and a
8 limitation on the scope for some of the records sought in the Complaint for the audit, and the
9 Parties have agreed upon that limited scope.

10 7. Pursuant to the agreement to limit the scope of the records sought, the Defendant is
11 currently working on gathering the documents to produce to Plaintiff that would resolve this
12 lawsuit.

13 8. As a result, the Parties seek a stay of all deadlines in this case for thirty (30) days
14 including but not limited to the Defendant's November 4, 2022 deadline to answer or otherwise
15 respond to the Complaint to allow for the agreed-upon documents to be produced.¹

16 9. The Parties make this request not for the purposes of delay, but rather to avoid the
17 expenditure of unnecessary cost of litigation in anticipation that this matter will be resolved.

18 WHEREFORE, the Parties jointly request that this Court enter an Order staying all
19 deadlines in this case, including Defendant's November 4, 2022 deadline to answer or otherwise
20 respond to the Complaint, for thirty (30) days to allow for Defendant's production of documents
21 to Plaintiff.

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25 ¹Defendant notes that while it will make all best efforts to gather and produce the agreed-upon
26 documents within thirty (30) days, a further extension may be requested if all of the documents
cannot be produced within thirty (30) days given intervening holidays such as Thanksgiving.

DATED this 3rd day of November, 2022.

s/ Rylan Weythman

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IT IS SO ORDERED.

Dated this 3rd of November 2022.



The Honorable John H. Chun
United States District Judge